

**MINUTES**

**California Industrial Development  
Financing Advisory Commission  
State Capitol, Senate Hearing Room 4203  
Sacramento, California  
December 15, 2010**

**1. CALL TO ORDER & ROLL CALL**

Bettina Redway, Acting Chairwoman, called the California Industrial Development Financing Advisory Commission (CIDFAC) meeting to order at 10:39 a.m.

Members Present: Bettina Redway for Bill Lockyer, State Treasurer  
Cindy Aronberg for John Chiang, State Controller  
Cynthia Bryant, Director, Department of Finance  
Preston DuFauchard, California Corporations  
Commissioner, Department of Corporations  
Stanton Hazelroth for Dale Bonner, Secretary, Business,  
Transportation and Housing Agency

Staff Present: Tom Dresslar, Executive Director  
Sherri Kay Wahl, Deputy Executive Director

Quorum: Ms. Redway declared a quorum was present.

**2. APPROVAL OF NOVEMBER 17, 2010 MEETING MINUTES**

Ms. Redway asked if there were any questions or comments concerning the November 17, 2010 meeting minutes. There were none.

Ms. Redway asked if there was a motion to approve the minutes.

Ms. Aronberg moved approval; upon a second, the minutes were unanimously approved.

**3. EXECUTIVE DIRECTOR'S REPORT**

Mr. Dresslar reported that out of the \$90 million in allocation received by CIDFAC for 2010, a little over \$49 million has been used, leaving about \$41 million to be returned to CDLAC. CIDFAC has applied to CDLAC for \$50 million in allocation for 2011, and can reapply for more allocation if needed.

Mr. Dresslar indicated that he wished to make the Board and public aware of the recent occurrences in Washington D.C. with regard to the tax package, and the implications it will have on CIDFAC. The Recovery Zone Facility Bond Program will be ending as of January 1, 2011. The provision in federal law that staff worked on to expand the definition of manufacturing to cover knowledge-based industries, so that high tech, biotech and others

could participate in the IDB program, will be expiring at the end of the year. In addition, the Build America Bond program will end as well, unless the House reverses its course.

**4. BUSINESS ITEMS**

**A. RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR AND DEPUTY EXECUTIVE DIRECTOR IN THE EXECUTIVE DIRECTOR'S ABSENCE TO EXECUTE CONTRACTS AND INTERAGENCY AGREEMENTS NOT TO EXCEED \$300,000**

Presented by: Dona Yee, Associate Treasury Program Officer

CIDFAC is authorized by statute to enter into contracts and interagency agreements. For contracts and interagency agreements at or below a certain dollar amount, the Commission has historically delegated the Executive Director and in his or her absence, the Deputy Executive Director, to enter contracts on behalf of the Commission.

Staff requested delegation authority for the newly appointed Deputy Executive Director to execute contracts and interagency agreements for amounts up to \$300,000. To be consistent with the other authorities, the blanket authorization amount of \$300,000 represents an increase in the Commission's previously delegated authorization level of \$100,000.

With the appointment of Deputy Executive Director, Sherri Kay Wahl, it is necessary to provide her with the authorization to execute certain contracts and interagency agreements, external contracts, and to amend and extend the term of contracts and interagency agreements as long as it does not exceed \$300,000.

Tom Dresslar, as Executive Director, retains his authorization to execute such contracts and interagency agreements for amounts up to \$300,000.

Staff recommended approval of the authorizing Resolution that will remain in effect until the Commission revokes it.

Mr. Hazelroth entered the meeting room at 10:42 a.m. and took his seat.

Ms. Redway asked if there were any questions or comments from the Board, or the public.

Ms. Aronberg asked if a report will be made to the Board of contracts entered into on behalf of the authority.

Ms. Wahl responded affirmatively and stated that contracts of \$10,000 and over will be reported to the Board.

Ms. Redway asked if there were any further questions or comments from the Board, or the public. There were none.

Ms. Redway asked if there was a motion to approve the staff recommendation.

Ms. Bryant moved approval; upon a second, the motion passed unanimously.

**B. REQUEST TO APPROVE ISSUANCE OF TAX-EXEMPT (TE) BOND AND TRANSFER INDUSTRIAL DEVELOPMENT BOND (IDB) ALLOCATION**

**1) Cardenas Three, LLC (User: Del Real, LLC)**

Presented by: Deanna Hamelin, Associate Treasury Program Officer

Staff introduced Ben Barker, California Municipal Finance Authority and Jim Kordas, GE Government Finance.

The Issuer, the California Municipal Finance Authority, on behalf of Cardenas Three LLC and Del Real, LLC, requested approval of an Initial and Final Resolution and tax-exempt IDB allocation for an amount not to exceed \$3 million.

The company is a manufacturer of prepared Mexican processed meats, side dishes and soups, fresh salsa, and fresh meat. Bond proceeds will be used to reimburse the company for costs associated with the purchase of a manufacturing facility.

The project received a total of 54 points out of 147 possible. The company anticipates hiring an additional 120 employees within 2 years of project completion.

Staff recommended approval of the Initial and Final Resolution and IDB allocation for an amount equal to \$3 million for the Cardenas Three, LLC project.

Ms. Redway asked if there were any questions or comments from the Board, or the public.

Mr. DuFauchard asked what the specialty diced products were.

Mr. Kordas responded that Cardenas owns a chain of grocery stores that serve Mexican food which requires some food items to be prepared off-site.

Ms. Redway asked if there were any further questions or comments from the Board, or the public. There were none.

Ms. Redway asked if there was a motion to approve the staff recommendation.

Ms. Bryant moved approval; upon a second, the motion passed unanimously.

**C. REQUEST FOR APPROVAL TO ISSUE TAXABLE (TX) REVENUE BONDS SUPPLEMENTING PREVIOUS APPROVAL OF RECOVERY ZONE FACILITY BONDS (RZFB)**

**1) Reis Newark, LLC (User: Data Safe, Inc.)**

Presented by: Deanna Hamelin, Associate Treasury Program Officer

The Issuer, the Alameda County Industrial Development Authority, on behalf of the

## **Agenda Item 2.**

Borrower, Reis Newark, LLC and the User, Data Safe, Inc., requested approval of a Resolution for the issuance of a taxable Revenue Bond for an amount not to exceed \$2 million. The taxable bond is a supplement to the \$3.7 million RZFB, for solar panels and various equipment, that was approved at the November CIDFAC meeting.

Data Safe is a service company that handles the storage retrieval and shredding of paper documents and digital computer formats. The taxable bond will be used to refinance an existing structure.

Staff recommended approval of the issuance of the taxable revenue bond for an amount equal to \$2 million for the Data Safe, Inc. project.

Ms. Redway asked if there were any questions or comments from the Board, or the public. There were none.

Ms. Redway asked if there was a motion to approve the staff recommendation.

Ms. Bryant moved approval; upon a second, the motion passed unanimously.

### **5. PUBLIC COMMENT**

Ms. Redway asked if there were any comments from the public. There were none.

### **6. ADJOURNMENT**

There being no further business, public comments or concerns, the meeting adjourned at 10:48 a.m.

**Respectfully submitted,**

Sherri Kay Wahl  
Deputy Executive Director